

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH, NAGPUR.**

**CIVIL APPLICATION (F) NO. 280 OF 2022**  
**IN FIRST APPEAL NO. 166 OF 2022**

(Vidarbha Irrigation Development Corporation Vs. Swastik Bricks Industries (A partnership firm, through partners) Sudhadevi Ramashankar Tiwari & Ors.)

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Office Notes, Office Memoranda of Coram,  
appearances, Court's orders of directions  
and Registrar's Orders.

Court's or Judge's orders.

Ms. A.S. Athalye, Advocate for the applicant/  
appellant.

Mr. A.A. Madiwale, A.G.P. for respondent Nos. 3 & 4/  
State.

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**CORAM : A.S. CHANDURKAR &  
PUSHPA V. GANEDIWALA, JJ.  
FEBRUARY 08, 2022.**

Heard.

2] This is an application filed under Order 41 Rule 5 of the Code of Civil Procedure for grant of stay to the impugned judgment and decree dated 25/03/2021 passed by the Presiding Officer, Land Acquisition, Rehabilitation and Resettlement Authority, Nagpur in Case No. 90/NGP/NGP/2018.

3] Ms. Athalye, learned counsel for the applicant/ appellant submits that the applicant is ready to deposit 75% of the decretal amount.

4] Given the aforesaid submission, there shall be an ad-interim stay to the effect and operation of the impugned judgment and decree dated

25/03/2021 passed by the Presiding Officer, Land Acquisition, Rehabilitation and Resettlement Authority, Nagpur in Case No. 90/NGP/NGP/2018, subject to deposit of 75% of the decretal amount by the applicant within a period of twelve weeks.

5] The Civil Application stands disposed of.

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6] Admit.

7] Mr. A.A. Madiwale, learned A.G.P., waives service of notice for respondent Nos. 3 and 4.

8] Call R & P

9] The appellant to file private paper-book within a period of six months.

(JUDGE)

(JUDGE)

Sumit